



General Assembly

February Session, 2012

Amendment

LCO No. 4157

SB0043704157SR0

Offered by:

SEN. MCKINNEY, 28th Dist.

To: Subst. Senate Bill No. 437

File No. 458

Cal. No. 341

"AN ACT CONCERNING CHANGES TO ELECTIONS LAWS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective from passage*) Whenever a complaint is
4 made, in writing, to the chief elected official of a town in which a
5 justice of the peace for such town is guilty of misconduct, wilful and
6 material neglect of duty or incompetence in the conduct of such justice
7 of the peace's office, such chief elected official shall make such
8 investigation of the charges as such chief elected official deems proper
9 and shall, if such chief elected official is of the opinion that the
10 evidence obtained warrants such action, prepare a statement in writing
11 of the charges against such justice of the peace, commanding such
12 justice of the peace to appear before the legislative body of such town
13 at a date named in the written statement of charges and show cause, if
14 any, why such justice of the peace should not be removed from office
15 as provided in this section. Such chief elected official shall cause a copy
16 of such statement to be served by some proper officer upon the

17 defendant justice of the peace not later than ten days before the date of
18 appearance named in such statement. If, after a full presentation of all
19 the evidence offered by the chief elected official and by and on behalf
20 of the defendant, such legislative body may, if of the opinion that the
21 evidence presented warrants the removal of such justice of the peace
22 from office, by majority vote, remove such justice of peace from office.
23 Such justice of the peace shall immediately cease to perform the duties
24 of his or her office. Not later than ten days after such vote, the justice of
25 the peace may appeal such decision before a judge of the Superior
26 Court. If such removal is upheld as a final judgment, or no such appeal
27 is filed, the office held by such justice of the peace shall become vacant
28 and the vacancy created shall be filled in the manner provided in
29 section 9-184 of the general statutes or section 9-184c of the general
30 statutes, as applicable. If such removal is overturned, such justice of
31 the peace may immediately resume the duties of his or her office."

This act shall take effect as follows and shall amend the following sections:

Sec. 501	<i>from passage</i>	New section
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